



9450 SW Gemini Drive  
PMB 44671  
Beaverton, OR 97008

May 18, 2025

**BY EMAIL**

Brandy Ketner, ADA Coordinator  
California Department of Transportation  
ada.compliance.office@dot.ca.gov

**Re: Request for Policy Modification – LED Light Discrimination**

Dear Brandy Ketner,

The California Department of Transportation (“Caltrans”) currently has a policy of ignoring the discriminatory impacts of devices that use Light Emitting Diodes (“LEDs”) on individuals with disabilities.

28 C.F.R. § 35.130(d) states, “A public entity shall administer services, programs, and activities in the most integrated setting appropriate to the needs of qualified individuals with disabilities.”

35 C.F.R. § 35.130(7)(i) states, “A public entity shall make reasonable modifications in policies, practices, or procedures when the modifications are necessary to avoid discrimination on the basis of disability, unless the public entity can demonstrate that making the modifications would fundamentally alter the nature of the service, program, or activity.”

As an individual with multiple qualified ADA disabilities, I am frequently discriminated against by the use of LED devices because the special characteristics of LED light interfere with my ability to see, think, and concentrate, and interfere with my path of travel. Therefore, under 35 C.F.R. § 35.130(7)(i), I am requesting the reasonable modification of Caltrans’ policies, practices, and procedures to include consideration of the adverse and discriminatory impacts of LED devices on individuals with disabilities, including me, for all of Caltrans’ services, programs, and activities.

Sincerely,

/s/ Mark Baker  
Individual

/s/ Mark Baker

President  
Soft Lights Foundation  
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